

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
BETTY JEAN KENNEDY, )  
 )  
Defendant. )

CASE NO. CR07-264-RSM

DETENTION ORDER

Offenses charged:

Count 1: Bank Fraud, in violation of Title 18, U.S.C., Sections 1344 and 2;

Count 16: Social Security Fraud, in violation of Title 42, U.S.C., Section  
408(a)(7)(B).

Date of Detention Hearing: October 22, 2007

The Court conducted a contested detention hearing pursuant to Title 18 U.S.C. § 3142(f). The defendant's bond was revoked, and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which the defendant can meet will reasonably assure the appearance of the defendant as required and the safety of any other person and the community. The Government was represented by Vincent Lombardi. The defendant was represented by Scott Engelhard.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

- (1) Due to the nature of her evasion at the time of her arrest that is, hiding under a tarp and under steps after being told the U.S. Marshals were there, release of the defendant would an unreasonable risk of flight.
- (2) The defendant has a history of failing to appear.
- (3) The defendant was not interviewed by Pretrial Services.

1 Thus, there is no condition or combination of conditions that would reasonably assure future  
2 court appearances.

3 **It is therefore ORDERED:**

- 4 (1) Defendant shall be detained pending trial and committed to the custody of the  
5 Attorney General for confinement in a correctional facility separate, to the extent  
6 practicable, from persons awaiting or serving sentences, or being held in custody  
7 pending appeal;
- 8 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
9 counsel;
- 10 (3) On order of a court of the United States or on request of an attorney for the  
11 Government, the person in charge of the correctional facility in which Defendant  
12 is confined shall deliver the defendant to a United States Marshal for the purpose  
13 of an appearance in connection with a court proceeding; and
- 14 (4) The clerk shall direct copies of this order to counsel for the United States, to  
15 counsel for the defendant, to the United States Marshal, and to the United States  
16 Pretrial Services Officer.

17 DATED this 23<sup>rd</sup> day of October, 2007.

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20 MONICA J. BENTON  
21 United States Magistrate Judge  
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